



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**  
(Implements RCW 34.05.310)  
Do NOT use for expedited rule making

**Agency:** Department of Health

**Subject of possible rule making:** Revise and update chapter 246-314 WAC, Facility Construction Review

**Statutes authorizing the agency to adopt rules on this subject:** Chapters 43.70.110 , 43.70.040 and 43.70.250 RCW

**Reasons why rules on this subject may be needed and what they might accomplish:** The State Auditor has found the Construction Review Program's (CRS) fee structure and charging practices need to be more clearly defined in rule. The department needs to amend rules to appropriately reflect the fees, and to allow fee refunds. The CRS program was reducing fees based on actual services provided and charging entities for pre-project planning/consultation or services on a voluntary basis. The existing fee structure (WAC 246-314-990) does not support refunding or reducing fees. Additionally, updates are necessary to clarify and capture all facility types receiving CRS services.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**  
None

**Process for developing new rule (check all that apply):**

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe) collaborative rule-making

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

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**DATE**

8/17/05

**NAME (TYPE OR PRINT)**

Mary C. Selecky

**SIGNATURE**

*Mary C. Selecky*

**TITLE**

Secretary

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